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OFFICE OF PETITIONS

In re Application of :
Knudson et al. :
Application No. 09/418,461 :
Filed: October 15, 1999 :
Attorney Docket No. UV-33-CONT :
Title of Invention: Interactive Television :
Program Guide System with Pay Program :
Package Promotion :

ON PETITION

This is a decision on the petition under 37 CFR §1.137(b), filed July 29, 2005 to revive the above-identified application. The petition is properly treated as a petition under 37 CFR 1.181, to withdraw the holding of abandonment.

The petition filed under 37 CFR 1.181 is **Granted**.

The petition filed under 37 CFR 1.137(b) is **Dismissed as Moot**.

This above-identified application was held abandoned for failure to timely reply to the non final Office Action mailed July 8, 2004. The non-final Office Action set a three (3) month shortened statutory period for reply. A reply was not received. No extensions of time were obtained under the provisions of 37 CFR 1.136(a). Accordingly, this application was held abandoned on October 9, 2004. A Notice of Abandonment was mailed on June 1, 2005.

Petitioner maintains that a response to the non-final Office Action was mailed on October 7, 2004. Petitioner acknowledges a typographical error resulted in the last two digits of the application number being transposed. The amendment did contain the correct art unit, name of the examiner, attorney docket number, confirmation number filing date and title of invention. In support of petitioner's contention that a response was timely submitted to the Office Action, petitioner has submitted a copy of a stamped post card receipt and Express Mail Label.

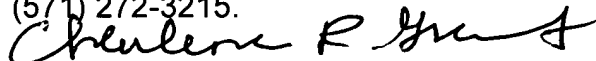
The amendment, and terminal disclaimer have been located in the correct application (09/418,461). Based on the facts stated in the instant petition and the corroborative evidence provided, it is concluded that the holding of abandonment was improperly

imposed.

The requirements for a grantable petition under 37 CFR §1.181 have been met. This petition is hereby **Granted**.

This application is being forwarded to the Technology Center 2600 for further processing.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

A handwritten signature in black ink, appearing to read "Charlema R. Grant". The signature is fluid and cursive, with the first name "Charlema" being more prominent and the last name "Grant" following in a similar style.

Charlema R. Grant
Petition Attorney
Office of Petitions